

UNITED STATES DISTRICT
EASTERN DISTRICT OF TENNESSEE
AT GREENVILLE

RANDALL BETHEA on behalf of himself and)
all others similarly situated in Tennessee)
and JAMES PADGETT on behalf of himself)
and all other non-Tennessee residents,)

Plaintiffs,)

vs.)

CHAMPION LABORATORIES, INC.;)
PUROLATOR FILTERS N.A., LLC;)
HONEYWELL INTERNATIONAL, INC.;)
WIX FILTRATION CORP.; THE)
DONALDSON COMPANY; BALDWIN)
FILTERS, INC.; BOSCH USA; MANN +)
HUMMELL USA, INC.; ARVINMERITOR,)
INC. and JOHN DOE DEFENDANTS 1-100)

Defendants.)

SUMMONS 2:08-CV-126

TO: The Donaldson Company
1400 W 94th Street
Minneapolis, Minnesota 55431

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address) an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PATRICIA L. McNUTT, CLERK

CLERK

Theresa Mahery
(By) DEPUTY CLERK

4/28/08
DATE

RETURN OF SERVICE

NAME OF SERVER (PRINT)

TITLE

Check one box below to indicate appropriate method of service

() Served personally upon the defendant. Place where served: _____

() Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left _____

() Returned unexecuted: _____

(✓) Other (specify): Certified Mail / Return Receipt

STATEMENT OF SERVICE FEES

TRAVEL _____ SERVICES _____ TOTAL _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on: 5/12/08
Date

Scottie Smith
Signature of Server
Ball & Scott
550 W Main, Suite 601
Knoxville, TN 37902
Address of Server

¹ As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete 4 if Restricted Delivery is desired.
 Attach your name and address on the reverse of this card to the back of the mailpiece, on the front if space permits.

Article Addressed to:

The Donaldson Company
 1400 W 94th St.
 Minneapolis, MN 55431

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X James Albert ☐ Agent ☐ Addressee

B. Received by (Printed Name)

James Albert 5/12/08 C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below:

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number

(Transfer from service label) 7002 2410 0003 2872 4347

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540